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fka The Bank of New York as Trustee for the
Certificateholders CWALT, Inc. Alternative
Loan Trust 2005-61 Mortgage Pass-
Through Certificates, Series 2005-61*

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

THE BANK OF NEW YORK MELLON FKA
THE BANK OF NEW YORK AS TRUSTEE
FOR THE CERTIFICATEHOLDERS CWALT,
INC. ALTERNATIVE LOAN TRUST 2005-61
MORTGAGE PASS-THROUGH
CERTIFICATES, SERIES 2005-61,

Plaintiff,

vs.

CAPE JASMINE CT TRUST; ARBOR PARK
COMMUNITY ASSOCIATION; DOE
INDIVIDUALS I-X, inclusive, and ROE
CORPORATIONS I-X, inclusive,

Defendants.

CAPE JASMINE CT TRUST,

Counterclaimant,

vs.

THE BANK OF NEW YORK MELLON,

Counterdefendant.

Case No.: 2:16-cv-00248-JAD-GWF

**STIPULATION AND ORDER TO DISMISS
CLAIMS BETWEEN BONYM AND CAPE
JASMINE CT. TRUST**

ECF No. 61

The Bank of New York Mellon fka The Bank of New York as Trustee for the Certificateholders CWALT, Inc. Alternative Loan Trust 2005-61 Mortgage Pass-Through Certificates, Series 2005-61 (**BoNYM**), and Cape Jasmine Ct Trust (**Trust**), by and through their respective counsel of record, pursuant to the parties settlement agreement, hereby stipulate and agree that all claims between BoNYM and the Trust shall be dismissed with prejudice in accordance with Fed. R. Civ. P. 41(a)(2).

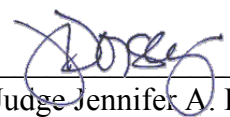
Each party shall bear its own attorney's fees, prejudgment interest, and costs of suit.

Dated this 15th day of July, 2020.

<p>AKERMAN LLP</p> <p><i>By: /s/ Jamie K. Combs</i> NATALIE L. WINSLOW, ESQ. Nevada Bar No. 12125 JAMIE K. COMBS, ESQ. Nevada Bar No. 13088 1635 Village Center Circle, Suite 200 Las Vegas, NV 89134</p> <p><i>Attorneys for The Bank of New York Mellon fka The Bank of New York as Trustee for the Certificateholders CWALT, Inc. Alternative Loan Trust 2005-61 Mortgage Pass-Through Certificates, Series 2005-61</i></p>	<p>LAW OFFICES OF MICHAEL F. BOHN, ESQ., LTD.</p> <p><i>By: /s/ Michael F. Bohn</i> MICHAEL F. BOHN, ESQ. Nevada Bar No. 1641 2260 Corporate Circle, Suite 480 Henderson, NV 89074</p> <p><i>Attorneys for Cape Jasmine Ct Trust</i></p>
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ORDER

Based on the stipulation between the Bank of New York Mellon and Cape Jasmine Ct. Trust [**ECF No. 61**], which I construe as a joint motion under Local Rule 7-1(c) because it was signed by fewer than all the parties or their attorneys, and with good cause appearing, IT IS HEREBY ORDERED that ALL CLAIMS by and between the Bank of New York Mellon and Cape Jasmine Ct. Trust are DISMISSED with prejudice, each side to bear its own fees and costs.


U.S. District Judge Jennifer A. Dorsey
Dated: July 20, 2020